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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Burgess et al.
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FILING DATE: September 24, 2001
PUBLICATION NO.: US 2003/0064000 A1
PUBLICATION DATE: April 3, 2003
TITLE: METHODS OF STERILIZING BIOLOGICAL MIXTURES
USING STABILIZER MIXTURES

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Commissioner of Patents
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THIRD-PARTY SUBMISSION PURSUANT TO 37 C.F.R. §1.99

Sir:

Pursuant to 37 C.F.R. § 1.99, copies of the references listed below are submitted herewith for consideration by the Office in captioned Burgess et al. U.S. patent application publication US 2003/006400 A1, published April 3, 2003.

These publications and patents could not have been sent to the Office earlier and are accompanied by the processing fee of \$130.00 Pursuant to 37 C.F.R. § 1.17(i).

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01 FC:1460 130.00 DP CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)
02 FC:1806 180.00 DP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1415 on March 1, 2004.

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Dated: March 1, 2004

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REFERENCES SUBMITTED FOR CONSIDERATION

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Fideler B.M., Vangsness C.T., Lu B., Orlando C., and Moore T., "Gamma irradiation: effects on biomechanical properties of human bone-patellar tendon-bone allografts," *Am J Sports Med*, Vol. 23, No. 5, 1995, pp. 643-646.

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Wientroub, S. and Reddi, A. H., "Influence of irradiation on the osteoinductive potential of demineralized bone matrix," *Calcif.Tissue Int.*, Vol. 42, No. 4, 1988, pp. 255-260.

<u>U.S. Patent</u>	<u>Date of Publication (Grant)</u>
5,362,442	November 8, 1994
2,832,689	April 29, 1958
2,962,380	November 29, 1960

Pursuant to 37 C.F.R. § 1.17(p) the fee of \$180.00 is enclosed herewith.

Pursuant to 37 C.F.R. § 1.17(i) the processing fee of \$130.00 is enclosed herewith

TWO DUPLICATE COPIES OF THIS SHEET ARE ENCLOSED.

A copy of this paper and of the listed U.S. patents are being concurrently served on applicants' attorney indicated in the subject published application in compliance with 37 C.F.R. § 1.248(b).

Respectfully submitted,

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Dated: March 2, 2004

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PROOF OF SERVICE

The undersigned hereby certifies that a copy of the papers attached hereto and a copy of the references cited therein were served upon applicant's attorney, Fleshner & Kim, LLP, P.O. Box 221200, Chantilly, VA 20153-1200, by transmission via first class mail on March 2, 2004.

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Dated: March 2, 2004

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